

STAND. COM. REP. NO. 1617

Honolulu, Hawaii

APR 21 2015

RE: H.C.R. No. 34
H.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Water and Land, to which was referred
H.C.R. No. 34, H.D. 1, entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE
SUBMERGED LANDS AT WAIMANALO, KOOLAUPOKO, OAHU, FOR THE USE,
MAINTENANCE, AND REPAIR OF THE EXISTING SEAWALL AND STEPS,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
Board of Land and Natural Resources to issue a term, non-exclusive
easement covering a portion of state submerged lands fronting the
property identified as Tax Map Key Number (1)4-1-002:007,
Waimanalo, Koolauoko, Oahu, for the use, maintenance, and repair
of a seawall and steps, pursuant to section 171-53, Hawaii Revised
Statutes.

Your Committee received testimony in support of this measure
from the Department of Land and Natural Resources and three
individuals.

Your Committee finds that in 2014, it was determined that an
existing seawall and steps fronting the property identified as tax
map key number (1)4-1-002:007 encumber 4,539 square feet of state
submerged lands. On September 3, 2014, the Office of Conservation
and Coastal Lands of the Department of Land and Natural Resources
determined that the seawall was constructed prior to the
establishment of the Conservation District in 1964 and indicated
its support of an issuance of an easement to resolve the

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encroachments. On November 14, 2014, under agenda item D-21, the Board of Land and Natural Resources approved a grant of a 55-year non-exclusive easement to resolve the encroachments.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 34, H.D. 1, and recommends that it be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Water and Land,




LAURA H. THIELEN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">HCR 34, HD1</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">WTL, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">4-20-15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
THIELEN, Laura H. (C)	<input checked="" type="checkbox"/>			
GALUTERIA, Brickwood (VC)				<input checked="" type="checkbox"/>
IHARA, Jr., Les	<input checked="" type="checkbox"/>			
RIVIERE, Gil	<input checked="" type="checkbox"/>			
RUDERMAN, Russell E.	<input checked="" type="checkbox"/>			
SHIMABUKURO, Maile S.L.	<input checked="" type="checkbox"/>			
SLOM, Sam	<input checked="" type="checkbox"/>			
TOTAL	6	0	0	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center;">  </div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.7em; margin-top: 5px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

*Only one measure per Record of Votes